

EXHIBIT 316

1 UNITED STATES DISTRICT COURT
2 FOR THE NORTHERN DISTRICT OF OHIO
3 EASTERN DIVISION

4 IN RE: NATIONAL)
5 PRESCRIPTION) MDL No. 2804
6 OPIATE LITIGATION)
7 _____) Case No.
8) 1:17-MD-2804
9)
10 THIS DOCUMENT RELATES) Hon. Dan A.
11 TO ALL CASES) Polster

12 FRIDAY, JANUARY 4, 2019

13 HIGHLY CONFIDENTIAL - SUBJECT TO FURTHER
14 CONFIDENTIALITY REVIEW
15 - - -

16 Videotaped deposition of Ramona
17 Sullins, held at the offices of JONES DAY, 77
18 West Wacker Drive, Chicago, Illinois,
19 commencing at 7:31 a.m., on the above date,
20 before Carrie A. Campbell, Registered
21 Diplomate Reporter, Certified Realtime
22 Reporter, Illinois, California & Texas
23 Certified Shorthand Reporter, Missouri &
24 Kansas Certified Court Reporter.

25 - - -

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<p>1 what Walmart's obligations were at that time? 2 MS. FUMERTON: Objection. 3 Form. 4 QUESTIONS BY MR. BOWER: 5 Q. Strike that. 6 Do you recall generally what 7 Walmart's obligations were at that time 8 regarding monitoring of orders for 9 Schedule II narcotics? 10 A. No, I don't. 11 Q. At some point did you become 12 aware of Walmart's obligations to monitor 13 orders for Schedule II narcotics? 14 A. I did. 15 Q. And when did you become aware 16 of that? 17 A. I don't recall the year. 18 Q. Do you recall approximately 19 when? 20 A. No. 21 Q. Do you recall how you became 22 aware of Walmart's obligations to monitor 23 orders for Schedule II narcotics? 24 A. No. No, not -- no. 25 Q. So I just want to make sure</p>	<p>1 QUESTIONS BY MR. BOWER: 2 Q. Sure. 3 Do you know whether Walmart, as 4 a distributor, has any obligations to monitor 5 orders placed by its pharmacies for 6 Schedule III narcotics? 7 MS. FUMERTON: Objection. 8 Form. 9 Can we get a time period? 10 MR. BOWER: At any point. 11 MS. FUMERTON: Okay. 12 MR. BOWER: Just a question. 13 MS. FUMERTON: It's a question 14 with a false premise, though. That's 15 the problem. You're talking about as 16 a distributor, and as you know, 17 Walmart no longer distributes 18 controlled substances. 19 MR. BOWER: Okay. 20 QUESTIONS BY MR. BOWER: 21 Q. Do you know whether Walmart -- 22 MS. FUMERTON: You said 23 "Walmart, as a distributor." That's 24 why I'm asking, why the question is 25 flawed.</p>
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<p>1 that the record is clear. So you don't 2 recall either how you became aware or when 3 you became aware of Walmart's obligations to 4 monitor orders of Schedule II narcotics; is 5 that correct? 6 MS. FUMERTON: Objection. 7 Form. 8 THE WITNESS: I don't recall. 9 QUESTIONS BY MR. BOWER: 10 Q. And what about Walmart's 11 obligations to monitor orders of Schedule III 12 narcotics, do you know whether they have any 13 such obligations? 14 MS. FUMERTON: Objection. 15 Form. 16 QUESTIONS BY MR. BOWER: 17 Q. I'll strike that. 18 Do you know whether Walmart has 19 any obligations to monitor orders of 20 Schedule III narcotics? 21 MS. FUMERTON: Objection. 22 Form. 23 THE WITNESS: Ask the question 24 again. 25</p>	<p>1 MR. BOWER: Okay. I'll 2 rephrase the question. I think you 3 understood it, but I'll rephrase. 4 QUESTIONS BY MR. BOWER: 5 Q. Do you know whether Walmart at 6 any point had any obligation to monitor 7 orders for Schedule II narcotics that were 8 placed by its pharmacy to its distribution 9 centers? 10 A. Yes. 11 Q. Okay. What is your 12 understanding of those obligations? 13 A. I don't have an understanding 14 of it. I know that there was policies or 15 procedures related to that. That wasn't part 16 of my responsibility. 17 Q. Has it ever been part of your 18 responsibility? 19 A. No. No. 20 Q. Have you ever had any role 21 since you started working at Walmart in 22 connection with Walmart's suspicious order 23 monitoring program? 24 MS. FUMERTON: Objection. 25 Form.</p>

<p style="text-align: right;">Page 50</p> <p>1 THE WITNESS: I was part of the 2 rollout of that system. 3 QUESTIONS BY MR. BOWER: 4 Q. And when did that occur? 5 A. I don't recall. 6 Q. Approximately? 7 A. The Reddwerks threshold, I 8 believe, was 2010, 2011. 9 Q. And we'll look at some 10 documents in a bit. Maybe that'll help you 11 refresh your recollection. I'm just trying 12 to get a general sense of when you say 13 "rollout of that system," are you referring 14 to the over 20 reports or something else? 15 A. No, that would have -- I don't 16 know if that was during the same time. 17 Q. Okay. So when you say "rollout 18 of that system," what system are you 19 referring to? 20 A. The thresholds. 21 Q. What do you mean by -- 22 A. Order alert. 23 Q. What do you mean by thresholds? 24 Order alerts? 25 A. That's what the project was</p>	<p style="text-align: right;">Page 52</p> <p>1 would monitor orders? 2 MS. FUMERTON: Objection. 3 Form. 4 QUESTIONS BY MR. BOWER: 5 Q. And I'm just trying -- just so 6 the record is clear, I'm just trying to 7 understand your answer. 8 You said "the distribution 9 center did and the associates did." Are 10 those two different things in your mind? 11 A. They're all at the distribution 12 center. 13 Q. And what were the associates 14 doing prior to the rollout of Reddwerks? 15 A. So my understanding is that 16 they would -- they would let their manager 17 know if they saw an order that was out of the 18 ordinary. 19 Q. What do you mean by "out of the 20 ordinary"? 21 A. Like, for example, ReliOn 22 insulin, we had orders that would -- where 23 the pharmacy would think that they were 24 ordering ten vials of insulin, and they 25 actually ordered a hundred of them because</p>
<p style="text-align: right;">Page 51</p> <p>1 called. 2 Q. What project are you referring 3 to? 4 A. So the rollout of Reddwerks 5 order alert. 6 Q. And you believe that occurred 7 sometime in 2010; is that correct? 8 A. '10 or '11. I don't recall. 9 Q. Before that rollout occurred, 10 did Walmart have a monitoring program in 11 place? 12 A. Yes. 13 Q. And what was that program? 14 A. I believe it was a 405 report, 15 and they monitored orders as they came in. 16 Q. Okay. And what do you mean 17 by -- when you say "they monitored orders as 18 they came in," what does that mean? 19 A. So the distribution center did 20 and the associates did. 21 Q. Are the associates at the 22 distribution center? 23 A. Yes. 24 Q. Okay. Anyone other than the 25 associates at the distribution center that</p>	<p style="text-align: right;">Page 53</p> <p>1 they were in packs of ten. So those would be 2 examples of what they would bring to their 3 attention. 4 Q. And in fact, Walmart had an 5 automatic cut for those instant orders, 6 correct? 7 MS. FUMERTON: Objection. 8 Form. 9 Go ahead. 10 THE WITNESS: For the what now? 11 QUESTIONS BY MR. BOWER: 12 Q. For those insulin orders that 13 you just -- the example that you just 14 provided, Walmart actually had an automatic 15 cut for those orders, didn't they? 16 MS. FUMERTON: Objection. 17 Form. 18 THE WITNESS: It was a manual 19 cut; it wasn't automatic. 20 QUESTIONS BY MR. BOWER: 21 Q. A manual cut that was 22 automatically applied to insulin orders, 23 correct? 24 MS. FUMERTON: Objection. 25 Form.</p>

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<p>1 THE WITNESS: They would call 2 the store to inform them that they had 3 placed -- if they really wanted a 4 hundred because, I mean, the 5 refrigerator didn't hold a hundred.</p> <p>6 QUESTIONS BY MR. BOWER:</p> <p>7 Q. Right.</p> <p>8 And that was specific to 9 insulin, correct?</p> <p>10 A. That's correct.</p> <p>11 Q. Okay. What about with respect 12 to Schedule II narcotics, what were the DCs 13 doing in 2008?</p> <p>14 MS. FUMERTON: Objection.</p> <p>15 Form.</p> <p>16 THE WITNESS: My understanding 17 is they would do the same thing with 18 that.</p> <p>19 QUESTIONS BY MR. BOWER:</p> <p>20 Q. And where does that 21 understanding come from?</p> <p>22 A. Just from when I was training 23 in 2008, when I was out at the DCs training.</p> <p>24 Q. Okay. So what specifically did 25 you learn in connection with your training</p>	<p>1 A. Well, first they would print 2 the 222 form, sign those, and then that and 3 the paper order would be put together in a 4 packet, and the associates would fill orders 5 based on that paper order.</p> <p>6 Q. And was it the practice for the 7 orders to be filled and shipped the same day 8 they came in?</p> <p>9 A. Yes.</p> <p>10 Q. And approximately how many 11 orders came in to DC 6045 on a daily basis 12 during this time period?</p> <p>13 A. I don't recall how many orders 14 came in.</p> <p>15 Q. Would it have been in the 16 hundreds of orders? Could it have been in 17 the hundreds of orders per day?</p> <p>18 A. Well, they filled store 19 order -- store only got an order once a week 20 of C-IIs. So if you divide it up, however 21 many stores we had at the time, that's how 22 many orders they would -- processed, four 23 days a week.</p> <p>24 Q. That's fine.</p> <p>25 You said four days a week?</p>
<p>1 that the DCs were doing for Schedule II 2 narcotics?</p> <p>3 MS. FUMERTON: Objection.</p> <p>4 Form.</p> <p>5 THE WITNESS: So again, they 6 would look at that paper and let their 7 supervisor or manager know that this 8 appears to be out of the ordinary or 9 unusual.</p> <p>10 QUESTIONS BY MR. BOWER:</p> <p>11 Q. And at that point -- and we're 12 talking 2008, correct?</p> <p>13 A. Yes.</p> <p>14 Q. At that point, how was DC 6045 15 receiving orders? They were paper, correct?</p> <p>16 A. So those would come in 17 electronically. They're printed on paper.</p> <p>18 Q. They would come in 19 electronically once a day?</p> <p>20 A. That's correct.</p> <p>21 Q. And then they would print it on 22 paper at the DC?</p> <p>23 A. That's correct.</p> <p>24 Q. And then what would happen to 25 those papers?</p>	<p>1 A. Yes.</p> <p>2 Q. So, for example, if there were 3 4,000 stores, approximately a thousand orders 4 a day, correct?</p> <p>5 A. Potentially.</p> <p>6 Q. And just so the record's clear, 7 you mentioned a couple reports. I just want 8 to go through just what those reports are.</p> <p>9 What is a 222?</p> <p>10 A. It's a DEA 222 form to move 11 C-II drugs.</p> <p>12 Q. Okay. And what is a 405</p> <p>13 report?</p> <p>14 A. So it was a report that the 15 distribution used. I don't know what they -- 16 I don't know what all it had on there. I 17 know that they used it.</p> <p>18 Q. And how do you know that they 19 used it?</p> <p>20 A. Because when it didn't generate 21 one month, they pinged me to help them get it 22 generated.</p> <p>23 Q. Do you know why they pinged you 24 to help get them generated?</p> <p>25 A. Because of the systems</p>
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<p>1 background that I had.</p> <p>2 Q. And what systems backgrounds do</p> <p>3 you have?</p> <p>4 A. It was mainly knowing how the</p> <p>5 orders would come in, some of the jobs that</p> <p>6 were run for certain reports. So I would</p> <p>7 partner with maybe my -- I had contacts over</p> <p>8 in the IT department, so they would ask me to</p> <p>9 ping somebody over in IT to let them know</p> <p>10 that a report didn't run.</p> <p>11 Q. And I just want to put a time</p> <p>12 frame on that answer.</p> <p>13 What time frame would you ping</p> <p>14 folks in IT to run a report?</p> <p>15 MS. FUMERTON: Objection.</p> <p>16 Form.</p> <p>17 THE WITNESS: That happened to</p> <p>18 be one incident. I don't know when it</p> <p>19 occurred.</p> <p>20 QUESTIONS BY MR. BOWER:</p> <p>21 Q. Okay. Other than the 405</p> <p>22 reports and the DC associates reviewing the</p> <p>23 orders, prior to the role of Reddwerks, was</p> <p>24 Walmart doing anything else to review orders</p> <p>25 for Schedule II narcotics?</p>	<p>1 basis?</p> <p>2 A. That was part of the training</p> <p>3 that -- when I was learning how to -- they</p> <p>4 filled orders. They told me and so did the</p> <p>5 associates.</p> <p>6 Q. Okay. So who told you that?</p> <p>7 A. I don't recall the manager that</p> <p>8 would have said it.</p> <p>9 Q. Was it the manager at 6045 or</p> <p>10 your manager for the training?</p> <p>11 A. No, it was the managers that</p> <p>12 were supervisors at 6045.</p> <p>13 Q. Mike Mullin?</p> <p>14 A. He was a general manager. I</p> <p>15 don't know.</p> <p>16 Q. Okay. Do you know who had</p> <p>17 responsibility at 6045 for making sure the</p> <p>18 associates would review the orders for</p> <p>19 Schedule II narcotics?</p> <p>20 A. I don't know.</p> <p>21 Q. Are you aware of any instance</p> <p>22 where the associates flagged an order for</p> <p>23 Schedule II narcotics as potentially</p> <p>24 suspicious?</p> <p>25 MS. FUMERTON: Objection.</p>
<p>1 MS. FUMERTON: Objection.</p> <p>2 Form.</p> <p>3 THE WITNESS: I don't know.</p> <p>4 QUESTIONS BY MR. BOWER:</p> <p>5 Q. Anything else that you're aware</p> <p>6 of that was being done?</p> <p>7 MS. FUMERTON: Objection.</p> <p>8 Form.</p> <p>9 THE WITNESS: I don't know.</p> <p>10 QUESTIONS BY MR. BOWER:</p> <p>11 Q. Well, you visited DC 6045 in</p> <p>12 2008, correct?</p> <p>13 A. I did.</p> <p>14 Q. Okay. At that point did you</p> <p>15 see anything else being done in connection</p> <p>16 with reviewing orders placed by the</p> <p>17 pharmacies for Schedule II narcotics?</p> <p>18 MS. FUMERTON: Objection.</p> <p>19 Form.</p> <p>20 THE WITNESS: Not that I</p> <p>21 recall.</p> <p>22 QUESTIONS BY MR. BOWER:</p> <p>23 Q. Okay. And did someone at DC</p> <p>24 6045 tell you that they would have the</p> <p>25 associates review the orders on a daily</p>	<p>1 Form.</p> <p>2 THE WITNESS: I don't know.</p> <p>3 QUESTIONS BY MR. BOWER:</p> <p>4 Q. Was that part of your training?</p> <p>5 A. I spent a day there. I --</p> <p>6 doing the order filling process. That day we</p> <p>7 didn't. I don't know of anything else that</p> <p>8 would have been done.</p> <p>9 Q. What about since that day?</p> <p>10 MS. FUMERTON: Objection.</p> <p>11 Form.</p> <p>12 THE WITNESS: I don't know. It</p> <p>13 wouldn't have been anything that would</p> <p>14 have come to me.</p> <p>15 QUESTIONS BY MR. BOWER:</p> <p>16 Q. So in 2008 you're tagged with</p> <p>17 responsibility to bring in a system to kind</p> <p>18 of move beyond this printout and paper</p> <p>19 system, correct?</p> <p>20 A. Correct.</p> <p>21 Q. Okay. And what did you do in</p> <p>22 connection with those responsibilities?</p> <p>23 A. I looked at multiple order</p> <p>24 filling vendors. I brought those vendors to</p> <p>25 my boss at the time, and then they made a</p>

<p style="text-align: right;">Page 62</p> <p>1 decision on which vendor to go with. 2 Q. And who was your boss at the 3 time? 4 A. So in 2008 it was Molly Mason. 5 Q. And which vendor did you end up 6 going with? 7 A. Reddwerks. 8 Q. And do you recall why you chose 9 Reddwerks? 10 A. They had -- they were the only 11 vendor that had a continuous light. 12 Q. And what do you mean by a 13 continuous light? 14 A. So the bar in front of the 15 product, it was all lights versus just one 16 light. 17 Q. And was that something that was 18 important to Walmart? 19 A. It was important, yes. 20 Q. And why is that? 21 A. So that you wouldn't have to 22 have openings if the product -- for that 23 location, the size changed, you wouldn't have 24 to go get maintenance to cut you another 25 plate to move the light over. So then you</p>	<p style="text-align: right;">Page 64</p> <p>1 MR. BOWER: What's the nature 2 of that objection? 3 MS. FUMERTON: It's an 4 incredibly broad and vague question. 5 QUESTIONS BY MR. BOWER: 6 Q. Okay. You can answer. 7 A. So in 2008, they printed the 8 222 forms, and they printed the paper orders. 9 Q. And what would they do with 10 those paper orders that they printed? 11 A. They would fill the order from 12 the paper. 13 Q. Did that process change after 14 Walmart adopted the Reddwerks system? 15 A. The -- I don't know how to 16 answer that because it's -- the fill process 17 still was the same. I was still getting 18 order at the DC. I'd still sign my 222, 19 just -- I don't print paper. It goes to a 20 light. 21 Q. Okay. You mentioned the light 22 term a couple times. 23 What do you mean by "light"? 24 It may not be familiar to some 25 of us that aren't in the industry.</p>
<p style="text-align: right;">Page 63</p> <p>1 could dedicate light space for that product, 2 and if that product moved somewhere else in a 3 different bay, then -- running a smaller 4 product, then you didn't have to, again, cut 5 the plate and change the backing of it. 6 Q. Did Walmart's decision to go 7 with Reddwerks impact the ordering process 8 for Schedule II narcotics? 9 MS. FUMERTON: Objection. 10 Form. 11 THE WITNESS: No. 12 QUESTIONS BY MR. BOWER: 13 Q. Those orders still came in to 14 6045, correct? 15 A. Correct. 16 Q. They were still printed out on 17 paper on a daily basis? 18 A. They printed the 222 form. 19 Q. Okay. Well, let's go back then 20 to before you went with Reddwerks. 21 A. Uh-huh. 22 Q. How was Walmart filling orders 23 for Schedule II products at 6045? 24 MS. FUMERTON: Objection. 25 Form.</p>	<p style="text-align: right;">Page 65</p> <p>1 A. So it truly is a bar of lights, 2 and the light will light up with the quantity 3 that you need to pick for that product. 4 Q. So there's an associate 5 assigned to each product; is that correct? 6 A. There's an associate 7 assigned... 8 MS. FUMERTON: Go ahead. 9 Sorry. I was going to give an 10 objection. Go ahead. 11 THE WITNESS: There's an 12 associate assigned multiple products. 13 QUESTIONS BY MR. BOWER: 14 Q. And the light informs the 15 associate of how much of that product is 16 necessary for a particular order; is that 17 correct? 18 A. That's correct. 19 Q. And how does the light do that? 20 A. It's the same thing that went 21 to the paper that goes to the light. 22 Q. Is the light a screen? 23 A. Is the light a screen? 24 Q. Yeah. 25 How does the light convey that</p>

<p style="text-align: right;">Page 66</p> <p>1 information to an associate? Is it a number 2 on a screen? Is it -- 3 A. Yes, it's a number on a screen. 4 Q. And does that number on the 5 screen reflect a product number? 6 MS. FUMERTON: Objection. 7 Form.</p> <p>8 QUESTIONS BY MR. BOWER:</p> <p>9 Q. All right. I'll strike that. 10 The associate's assigned more 11 than one product, correct? 12 A. Correct. 13 Q. How does the associate know how 14 many of each product to fill? 15 A. There's just -- the light in 16 front of that product tells them. So there's 17 a screen there that says "pick one" or 18 whatever. 19 Q. Okay. And that process applied 20 to order filling at 6045 for Schedule II 21 products; is that correct? 22 A. It occurred for all buildings. 23 Q. And when was that process 24 implemented at 6045? 25 A. I don't know exactly when it</p>	<p style="text-align: right;">Page 68</p> <p>1 manager for the pharmacy team. 2 How long did you hold that 3 position? 4 A. That's what I currently do. 5 Q. You still have that -- what's 6 your current title? 7 A. Senior manager, department 8 supply chain. We just changed it from 9 logistics to supply chain.</p> <p>10 MR. BOWER: It might take a 11 little longer to go through subsequent 12 duties and responsibilities, so why 13 don't we take a break and we can 14 finish up after.</p> <p>15 MS. FUMERTON: Okay.</p> <p>16 VIDEOGRAPHER: Going off the 17 record at 8:33 a.m. 18 (Off the record at 8:33 a.m.)</p> <p>19 VIDEOGRAPHER: We're back on 20 the record at 8:47 a.m.</p> <p>21 QUESTIONS BY MR. BOWER:</p> <p>22 Q. Okay. I just want to finish 23 up, hopefully fairly briefly, your roles at 24 Walmart.</p> <p>25 So from 2008 to the present,</p>
<p style="text-align: right;">Page 67</p> <p>1 was implemented in 6045, but we started the 2 project in 2009.</p> <p>3 Q. Do you know whether the 4 implementation of Reddwerks impacted 5 Walmart's suspicious order monitoring program 6 at all?</p> <p>7 MS. FUMERTON: Objection. 8 Form.</p> <p>9 THE WITNESS: I have no idea.</p> <p>10 QUESTIONS BY MR. BOWER:</p> <p>11 Q. You don't know one way or the 12 other, correct?</p> <p>13 A. I have no idea.</p> <p>14 MS. FUMERTON: Zach, we've been 15 going for about an hour. Would it be 16 okay --</p> <p>17 MR. BOWER: Can we just have a 18 few minutes just to round out her 19 employment history and then we'll --</p> <p>20 MS. FUMERTON: Sure.</p> <p>21 MR. BOWER: I just wanted -- so 22 we can switch topics after the break.</p> <p>23 QUESTIONS BY MR. BOWER:</p> <p>24 Q. So you held this position 25 beginning in 2008 where you were senior</p>	<p style="text-align: right;">Page 69</p> <p>1 you've had the same title, essentially; is 2 that correct?</p> <p>3 A. That's correct.</p> <p>4 Q. Okay. Other than the system 5 implementation of Reddwerks that we've 6 discussed, what have your other duties and 7 responsibilities been since 2008 in that 8 title?</p> <p>9 A. So it's mostly been systems, 10 system enhancements, the rollout of CSOS, 11 some other day-to-day stuff that comes up.</p> <p>12 Q. Other than the rollout of CSOS, 13 which stands for controlled substance 14 ordering system -- is that correct?</p> <p>15 A. That's correct.</p> <p>16 Q. What other systems enhancements 17 did you work on?</p> <p>18 A. So we did the order level 19 alerts for Reddwerks. And then we did an 20 enhancement to that later on.</p> <p>21 Q. And do you have any 22 understanding as to why Walmart imposed an 23 order level alert for Reddwerks?</p> <p>24 MS. FUMERTON: Objection. 25 Form.</p>